



September 11, 2020

WHITEHOUSE COUNCIL AGENDA
September 15, 2020
6:30 P.M.

Due to the coronavirus (COVID-19) pandemic, Whitehouse Village Council is urging citizens to access public meetings remotely. You may do so by phone by dialing **1-408-418-9388**. You will then be prompted to press the following access code **132 856 2583**. The Password will be **2223**. To help minimize background noise, **please make sure that you mute your microphone.**

Notice is hereby given that the Whitehouse Village Council will meet on Tuesday, September 15, 2020, at 6:30 PM.

Welcome and thank you for attending the Whitehouse Village Council meeting. The purpose of the Village Council meeting is to conduct the official business of the Village of Whitehouse and to hear citizen's comments pertaining to items that appear on the agenda and comments for future consideration. We welcome and encourage your participation. If you wish to make a comment, please wait to be recognized then step to the podium and state your name and address for the record. Please make your comments as concise as possible to allow time for others who wish to make comments. The Mayor presides over the Council meeting and has the authority to take the actions necessary to maintain order and proper decorum among those present. Thank you for your cooperation.

- I. Call to Order
- II. Roll Call
- III. Prayer: Pastor Warren Clifton, Hope United Methodist Church
- IV. Pledge of Allegiance
- V. Adoption of Minutes of the September 1, 2020 Council Meeting
- VI. Adoption of Bills dated September 11, 2020, the Addendum bills dated September 15, 2020
- VII. Introduction of Persons to Appear Before Council
- VIII. Committee Reports
 - A. Report on the September 2, 2020 Board of Zoning Appeals Meeting
 - B. Report on the September 14, 2020 Public Hearing & Planning Commission Meeting
 - C. Report on the September 15, 2020 Public Hearing

6925 Providence Street . PO Box 2476 . Whitehouse, Ohio 43571
Phone 419-877-5383 . Fax 419-877-5635
whitehouseoh.gov

- IX. Report of the Mayor
 - A. Arbor Day Proclamation
- X. Report of the Clerk of Council
- XI. Report of the Village Administrator
 - A. Consideration of Requested Authorization for Legislation in Regards to COVID 19 Hazard Pay for Village Employees (as an emergency)
 - B. Request Authorization for a Resolution Accepting the Amounts and Rates As Determined by the Budget Commission and Authorizing the Necessary Tax Levies (as an emergency)
 - C. Request Authorization for a Resolution Requesting the Advance of Monies on Taxes Collected by the Lucas County Treasurer (as an emergency)
 - D. Request Authorization to Apply for Funding for Wabash Cannonball Trail Interceptor Project
- XII. Report of the Village Solicitor
- XIII. Report from Department Heads
- XIV. Citizen Comments on Agenda Items
- XV. Ordinances
 - A. **Ordinance 13-2020:** Repealing Whitehouse Municipal Code Section 521.99, Penalty, and Enacting a New Section 521.99, Penalty of the Whitehouse Municipal Code (2nd Reading)
 - B. **Ordinance 14-2020:** Repealing Whitehouse Municipal Code Section 1241.99, Penalty, and Enacting a New Section 1241.99, Penalty of the Whitehouse Municipal Code (2nd Reading)
 - C. **Ordinance 15-2020:** Repealing Whitehouse Municipal Code Section 1359.99, Penalty, and Enacting a New Section 1359.99, Penalty of the Whitehouse Municipal Code (2nd Reading)
 - D. **Ordinance 18-2020:** Authorizing Expenditures From The Coronavirus Relief Fund (CRF) Before December 28, 2020
- XVI. Resolutions
 - A. **Resolution 20-2020:** Accepting the Amounts and Rates As Determined by the Budget Commission and Authorizing the Necessary Tax Levies
 - B. **Resolution 21-2020:** Requesting the Advance of Monies on Taxes Collected by the Lucas County, Ohio Treasurer as Same, Have Been Collected For the Village of Whitehouse
- XVII. Council Comments
- XVIII. Citizen Comments
- XIX. Adjournment

At 6:30 PM Mayor Don Atkinson called the meeting to order.

ROLL CALL: Bob Keogh, Bill May, Louann Artiaga, Richard Bingham, Rebecca Conklin Kleiboemer, and Mindy Curry. Also present were the following: Administrator Jordan Daugherty, Solicitor Kevin Heban, Director of Public Services Steve Pilcher, Police Chief Mark McDonough, Fire Chief Joshua Hartbarger, Deputy Fire Chief Jason Francis, Deputy Police Chief Allan Baer, Planning Administrator Tiffany Bachman, Clerk Susan Miller, and Pastor Matthew Lash.

The Council prayer was given by Pastor Matthew Lash of Community of Christ Church.

Motion by Bill May, seconded by Richard Bingham to approve the minutes of the August 18, 2020 meeting. 6 ayes

Motion by Louann Artiaga, seconded by Bill May to approve the bills totaling \$172,213.95 dated August 27, 2020, the Addendum bills totaling \$53,943.80 dated September 1, 2020, and the July 2020 Financial Statement. 6 ayes

Motion by Mindy Curry, seconded by Louann Artiaga to approve the change of date for Buskerfest from September 12, 2020 to September 11, 2021 from 2:00 PM to 10:00 PM. 6 ayes

Motion by Bob Keogh, seconded by Louann Artiaga to approve \$250 for the purchase of tags for trees upon recommendation of the Whitehouse Tree Commission. 6 ayes

Motion by Bob Keogh, seconded by Mindy Curry to grant permission to go out to bid for Wabash Cannonball Sewer Interceptor project. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Mindy Curry to authorize the Solicitor to prepare legislation for an Amended Ordinance to make appropriations for current Expenses and other Expenditures of the Village of Whitehouse, State of Ohio, during the fiscal year ending December 31, 2020 and declaring an emergency. 6 ayes

Motion by Bill May, seconded by Louann Artiaga to authorize the Solicitor to prepare legislation Adopting and Approving Current Replacement Pages to the Whitehouse Codified Ordinances, and declaring an emergency. 6 ayes

Motion by Louann Artiaga, seconded by Richard Bingham authorizing the Finance Director of the Village of Whitehouse, Lucas County, Ohio, to Transfer Certain Funds for Village Accounting Purposes; Formal Verification of Said Transfer and declaring an emergency. 6 ayes

Mayor Don Atkinson asked for Citizen Comments pertaining to Agenda items. There were none.

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to accept, as previously authorized, Ordinance 12-2020 Adopting and Approving Current Replacement Pages to the Whitehouse Codified Ordinances, at its first reading and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to suspend the rules and to have the second and third reading of Ordinance 12-2020 by title only and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to accept Ordinance 12-2020 and to pass said Ordinance and declaring an emergency. 6 ayes

Motion by Louann Artiaga, seconded by Richard Bingham to accept Ordinance 13-2020 Repealing Whitehouse Municipal Code Section 521.99, Penalty, and Enacting a New Section 521.99, Penalty of the Whitehouse Municipal Code at its first reading. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Mindy Curry to amend Ordinance 13-2020 to read, The owner, tenant, business, or person in control of property that violates any provision of this Chapter is guilty of a misdemeanor of the third degree and shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. A separate offense May be deemed committed each day that such condition is permitted to exist. 6 ayes

Motion by Bob Keogh, seconded by Bill May to accept, as previously authorized, Ordinance 14-2020 Repealing Whitehouse Municipal Code Section 1241.99, Penalty, and Enacting a New Section 1241.99, Penalty of the Whitehouse Municipal Cod at its first reading. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Louann Artiaga to amend Ordinance 14-2020 to read, The owner, tenant, business, or person in control of property that violates any provision of this Chapter is guilty of a misdemeanor of the third degree and shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. A separate offense May be deemed committed each day that such condition is permitted to exist. 6 ayes

Motion by Bob Keogh, seconded by Bill May to accept as previously authorized Ordinance 15-2020 Repealing Whitehouse Municipal Code Section 1359.99, Penalty, and Enacting a New Section 1359.99, Penalty of the Whitehouse Municipal Code at its first reading. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Mindy Curry to amend Ordinance 15-2020 to read, The owner, tenant, business, or person in control of property that violates

any provision of this Chapter is guilty of a misdemeanor of the third degree and shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. A separate offense May be deemed committed each day that such condition is permitted to exist. 6 ayes

Motion by Bill May, seconded by Louann Artiaga to accept, as previously authorized, Ordinance 16-2020 for an Amended Ordinance to make appropriations for current Expenses and other Expenditures of the Village of Whitehouse, State of Ohio, during the fiscal year ending December 31, 2020 at its first reading and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to suspend the rules and to have the second and third reading of Ordinance 16-2020 by title only and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to accept Ordinance 16-2020 and to pass said Ordinance and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bob Keogh to accept, as previously authorized, Ordinance 17-2020 authorizing the Administration to Take the Necessary Steps to Purchase a Certain Parcel of Real Estate, at its first reading and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Louann Artiaga to suspend the rules and to have the second and third reading of Ordinance 17-2020 by title only and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bob Keogh to accept Ordinance 17-2020 and to pass said Ordinance and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to accept, as previously authorized, Ordinance 19-2020 authorizing the Finance Director of the Village of Whitehouse, Lucas County, Ohio, to Transfer Certain Funds for Village Accounting Purposes; Formal Verification of Said Transfer at its first reading and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to suspend the rules and to have the second and third reading of Ordinance 19-2020 by title only and declaring an emergency. 6 ayes

Motion by Rebecca Conklin Kleiboemer, seconded by Bill May to accept Ordinance 19-2020 and to pass said Ordinance and declaring an emergency. 6 ayes

Other items discussed:

- Thank you Community of Christ Church for reaching out to our community

Regular

September 1,

20

- Union Cemetery District is training Sexton Rory Hartbarger, meeting September 21, 2020
- Tree inventory, removals, tree care assistance Whitehouse Primary School, Growth Award application, no public Arbor Day, reflective stickers, events for Growth Award unable to be held due to COVID, Noah Warning's Eagle Scout project reveal to live stream on September 21, 2020, quarry invasive species, paved walking trail, Spotted Lantern Fly watch of Ailanthus Trees, assistance to Delta resident, increased Tree Commission budget, Thank you to the Tree Commission members for their excellent job and commitment
- State Route 295 Economic Development map, utilities and accessibility, areas to target, State Route 64, jobs Ohio incentive program - funding 50% of the project at low interest - no limits on price, funding infrastructure, not enough inventory, development assistance, purchasing property parking or commercial, getting inventory ready, PNC building listed
- Support for the Fire Coop, maintaining services, to assist supporting the Fire Coop contact Steve Holland at 419-575-6563 or email at fholland333@yahoo.com, the Fire Coop is vital to Maintain safety
- Recognizing people in the Village doing great things - helping neighbors, recognize on the Village sign, people being helpful during the pandemic, Community Spirit Award, Hometown Heroes, Whitehouse is a welcoming community, contact the Village if you or someone you know requires assistance
- Thank you Lee Thomas of Zion Lutheran Church for his work on the Food Pantry
- COVID19 shortfall, current estimate of 10% behind in addition to the 6% presently below this time last year, \$250,000 - \$300,000 less, preparing to properly address and absorb this reduction
- Property in legislation tonight to be purchased is not located behind Julie's Fitness Studio, will be acquired in two to three weeks
- Part time fire department employee has been added, flu shots September 23, 2020 from 4:00-7:00, May 2021 will be the 125 Anniversary of the Whitehouse Fire Department
- Crack sealing finished, fall and winter equipment preparation, traffic signal poles to be received end of September/October, fencing at Veteran's Memorial Park to go up
- Part time hires, Tyler DeWitt finished field training and is ready for solo patrol, Frank Cigoy will be finished in the next month
- Thank you for the traffic control at the schools, professionalism in training and conduct
- Zoning, discretion for enforcement, not heavy handed, already do discretionary, stronger penalties for people that have been on the roster for years, changing "Shall" to "May" in the Legislation
- Good comments on what is happening in Whitehouse at the Waterville Rotary, financial support for the levy, thank you to the Chamber for support, Anthony Wayne alumni - local support for the levy

Regular

September 1,

20

- Sign brightness at night - possible to dim, Halloween - will provide guidance as the date approaches - guidelines change quickly
- Pedestrian crossing at Wabash Cannonball Trail, downtown is visually busy, pedestrians shouldn't cross until all traffic has stopped, automatic sensors are very sensitive - set off by leaves - people begin to ignore them, people not pushing the button to use the lights, drivers do not have to stop until pedestrians are in the intersection, making sure the Intersection is safe before crossing, flashing red light, discussion to be put on the October Committee of the Whole
- Picture of Tree Commission tags for the trees
- Manhole cover by Zion church, lid indented, popped cover to the side when a car went over it, Steve Pilcher to look at

Motion by Bob Keogh, seconded by Bill May to adjourn at 8:20 PM. 6 ayes

Duly Appointed Clerk of Council

Mayor

COUNCIL BILLS

9/11/2020

| VENDOR | DEPARTMENT | AMOUNT | TOTAL | DESCRIPTION |
|-------------------------------|----------------|------------|------------|---|
| A. W. Board of Education | POLICE | \$1,796.21 | | Fuel |
| A. W. Board of Education | FIRE | \$553.66 | | Fuel |
| A. W. Board of Education | PARKS | \$331.85 | | Fuel |
| A. W. Board of Education | MAINTENANCE | \$180.24 | | Fuel |
| A. W. Board of Education | STREETS | \$99.17 | | Fuel |
| A. W. Board of Education | LIFE SQUAD | \$344.94 | | Fuel |
| A. W. Board of Education | WATER | \$483.46 | | Fuel |
| A. W. Board of Education | SEWER | \$380.03 | \$4,169.56 | Fuel |
| Binder Lift LLC | FIRE | \$3,036.00 | \$3,036.00 | Patient Lift Assist Devices |
| Centurion Promotional Group | POLICE | \$1,212.00 | \$1,212.00 | Custom 1.75" Challenger Coins |
| Emergency Reporting | FIRE | \$291.30 | \$291.30 | EMS Reporting Software |
| Enzo's Cleaning Solutions | FIRE | \$230.00 | \$230.00 | Cleaning soap for Covid |
| Fisher Auto Parts | STREETS | \$13.55 | | Supplies |
| Fisher Auto Parts | FIRE | \$101.58 | | Supplies |
| Fisher Auto Parts | POLICE | \$128.70 | \$243.83 | Supplies |
| General Pro Hardware | SREETS | \$15.99 | | Supplies |
| General Pro Hardware | WATER | \$12.78 | | Supplies |
| General Pro Hardware | FIRE | \$61.43 | | Supplies |
| General Pro Hardware | PARKS | \$61.95 | | Supplies |
| General Pro Hardware | MAINTENANCE | \$57.38 | \$209.53 | Supplies |
| Heban, Murphree & Lewandowski | POLICE | \$810.00 | \$810.00 | Prosecutor Invoice |
| Heban, Murphree & Lewandowski | ADMINISTRATION | \$2,270.00 | \$2,270.00 | Law Director Invoice |
| Jones, Cindy | WATER | \$37.91 | \$37.91 | Utility Deposit Refund |
| Lawft | POLICE | \$11.99 | \$11.99 | Uniforms - Baer |
| Look At Me | POLICE | \$42.00 | \$42.00 | Polo Shirt |
| Look At Me | POLICE | \$75.00 | \$75.00 | 2" tall navy stickers (WHPD) going vertical |
| MA SI | WATER | \$127.75 | \$127.75 | Water Sample Analysis |
| OpenOnline | POLICE | \$200.78 | \$200.78 | Background Check |
| Perfect Sweep Inc. | STREETS | \$2,800.00 | \$2,800.00 | Street Sweeping |
| Perrysburg Pipe & Supply Co. | WATER | \$127.01 | \$127.01 | Water Tap Parts |
| Save A Life | POLICE | \$89.00 | \$89.00 | Pouch and ResQ Disc Set |
| SmartBill | WATER | \$487.53 | | September Water/Sewer Bills |
| SmartBill | SEWER | \$487.52 | \$975.05 | September Water/Sewer Bills |

| VENDOR | DEPARTMENT | AMOUNT | TOTAL | DESCRIPTION |
|-------------------------|----------------|-------------|-------------|---|
| St. Lukes Hospital | PARKS | \$80.00 | \$80.00 | Hearing Tests |
| Toledo Edison | STREETS | \$1,180.96 | \$1,180.96 | Lighting |
| Treasurer State of Ohio | POLICE | \$1,200.00 | \$1,200.00 | Mobile LEADS terminal access fees for 12 months |
| Treasurer State of Ohio | POLICE | \$50.00 | \$50.00 | Monthly Non-Terminal Access Fee |
| Unifirst Corporation | POLICE | \$37.60 | | Rug Cleaning |
| Unifirst Corporation | MAINTENANCE | \$37.60 | | Rug Cleaning |
| Unifirst Corporation | FIRE | \$18.90 | | Rug Cleaning |
| Unifirst Corporation | LIFE SQUAD | \$18.90 | \$113.00 | Rug Cleaning |
| US Bank | POLICE | \$118.15 | | Copier Charges |
| US Bank | FIRE | \$118.15 | | Copier Charges |
| US Bank | MAINTENANCE | \$177.22 | \$413.52 | Copier Charges |
| Verizon Wireless | POLICE | \$40.69 | | Cell Phones & Data |
| Verizon Wireless | FIRE | \$183.64 | | Cell Phones & Data |
| Verizon Wireless | PARKS | \$12.71 | | Cell Phones & Data |
| Verizon Wireless | SANITATION | \$12.71 | | Cell Phones & Data |
| Verizon Wireless | ADMINISTRATION | \$40.69 | | Cell Phones & Data |
| Verizon Wireless | MAINTENANCE | \$12.71 | | Cell Phones & Data |
| Verizon Wireless | STREETS | \$12.71 | | Cell Phones & Data |
| Verizon Wireless | WATER | \$12.71 | | Cell Phones & Data |
| Verizon Wireless | SEWER | \$12.71 | \$341.28 | Cell Phones & Data |
| | | \$20,337.47 | \$20,337.47 | |

**VILLAGE OF WHITEHOUSE
BOARD OF ZONING APPEALS MINUTES
September 2, 2020**

Board members present: Leroy Ryerson, Tom Spears, Julie Studer and Mike Walters. Also present was Matthew Johnson, Mr. Nix, Joe from Colonial Signs and Planning Administrator Tiffany Bachman.

The Board of Zoning Appeals (BZA) meeting was called to order by Mike Walters at 6:00 p.m.

First order of business is to approve minutes from the June 3, 2020 meeting. Motion made by Tom Spears, seconded by Leroy Ryerson to accept. Motion passed 5-0

Second order of business is to review, discuss and finalize a ruling regarding Appeal #05-2020 submitted by Wesley Farms Homeowners Association. Joe, with Colonial Signs stated the sign will be placed behind the stop sign, 42" off the ground, so as not to block the view for traffic exiting or entering. Motion made by Mike Walters to approve the sign, seconded by Leroy Ryerson. Motion passed 5-0.

Third item of business is to review, discuss and finalize a ruling regarding Appeal #06-2020 submitted by Matthew Johnson for a variance on a setback for a detached garage. It would be for a side yard setback of 15' instead of 35'. Mr. Johnson would like to place it at the end of the existing driveway. Motion made by Leroy Ryerson to grant the variance, seconded by Mike Walters. Motion passed 5-0.

Tom Spears made a motion to adjourn, seconded by Mike Walters. Motion passed 5-0. Meeting adjourned at 6:12 pm

Respectfully submitted,

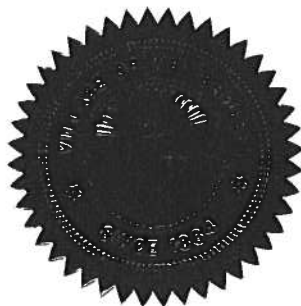
Tiffany Bachman
Planning Administrator



PROCLAMATION

- WHEREAS,** In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
- WHEREAS,** the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
- WHEREAS,** Arbor Day is now observed throughout the nation and the world, and
- WHEREAS,** trees and the urban forest reduce water pollution and the need to treat and therefore are an integral part of the Village of Whitehouse's healthy water supply, and
- WHEREAS,** trees and the urban forest have been shown to reduce crime, vandalism, and domestic violence, as well as vehicular speed and therefore are important components of the Village of Whitehouse's safety mission, and
- WHEREAS,** trees and the urban forest extends the life of our community's street surfaces and reduce storm water runoff and therefore are important resources for the Village of Whitehouse's service mission, and
- WHEREAS,** trees and the urban forest reduce air conditioning and heating costs for residents and businesses, therefore make more livable communities, eases household expenses, and reduces our need for fossil fuels and foreign energy , and
- WHEREAS,** trees and the urban forest mitigate stormwater, easing local and regional flooding and the load on the Village of Whitehouse's stormwater systems and therefor are components of a healthy, functioning watershed, and
- WHEREAS,** trees, wherever they are planted, are a source of joy and spiritual renewal

THEREFORE, be it resolved that I, Donald L. Atkinson, Mayor, of the Village of Whitehouse, Lucas County, Ohio, do hereby proclaim September 19, 2020 as Arbor Day in the Village of Whitehouse, and I urge all citizens to support efforts to protect and nurture our trees and urban forest not just for the beauty they provide but for the benefits they give our residents and community, and



IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the official
seal of the Village of Whitehouse,
Lucas County, Ohio, this 15th day
September 2020.

Donald L. Atkinson, Mayor

ORDINANCE NO. 13-2020

**AN ORDINANCE REPEALING WHITEHOUSE
MUNICIPAL CODE SECTION 521.99, PENALTY, AND
ENACTING A NEW SECTION 521.99, PENALTY OF THE
WHITEHOUSE MUNICIPAL CODE**

WHEREAS, Council finds that there exist certain real estate nuisance conditions within the Village that need to be addressed; and

WHEREAS, these blighted areas affect the land value of the properties within the Village and cause other adverse impacts on the real estate and residents within the Village; and

WHEREAS, it would be in the best interests of the residents of the Village to remove these nuisance conditions; and

WHEREAS, by increasing the penalty provisions for nuisance properties, the Village would be in a better position to remove the nuisance conditions and gain compliance with the Village's zoning requirements; and

WHEREAS, the present sections of the Whitehouse Municipal Code are in need of updating;
and

WHEREAS, the Village of Whitehouse is authorized to pass this Ordinance pursuant to its police powers and its home rule power.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, and three-fourths (3/4) of all members elected thereto concurring:

Section 1. Whitehouse Municipal Code Section 521.99, which is attached hereto as Exhibit "A" and incorporated herein by reference, be and hereby is repealed.

Section 2. New Whitehouse Municipal Code Section 521.99, Penalty, is hereby enacted to read as follows:

521.99 PENALTY.

The owner, tenant, business, or person in control of property that violates any provision of this Chapter is guilty of a misdemeanor of the third degree and shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. A separate offense shall be deemed committed each day that such condition is permitted to exist.

Section 3. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Whitehouse and the State of Ohio.

WHEREFORE, this Ordinance shall take effect and be in full force immediately after its passage and approval.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: September 1, 2020

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2020.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

521.99 PENALTY.

(EDITOR'S NOTE: See Section 501.99 for penalties applicable to any misdemeanor classification.)

ORDINANCE NO. 14-2020

**AN ORDINANCE REPEALING WHITEHOUSE
MUNICIPAL CODE SECTION 1241.99, PENALTY, AND
ENACTING A NEW SECTION 1241.99, PENALTY OF THE
WHITEHOUSE MUNICIPAL CODE**

WHEREAS, Council finds that there exist certain real estate nuisance conditions within the Village that need to be addressed; and

WHEREAS, these blighted areas affect the land value of the properties within the Village and cause other adverse impacts on the real estate and residents within the Village; and

WHEREAS, it would be in the best interests of the residents of the Village to remove these nuisance conditions; and

WHEREAS, by increasing the penalty provisions for nuisance properties, the Village would be in a better position to remove the nuisance conditions and gain compliance with the Village's zoning requirements; and

WHEREAS, the present sections of the Whitehouse Municipal Code are in need of updating; and

WHEREAS, the Village of Whitehouse is authorized to pass this Ordinance pursuant to its police powers and its home rule power.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, and three-fourths (3/4) of all members elected thereto concurring:

Section 1. Whitehouse Municipal Code Section 1241.99, which is attached hereto as Exhibit "A" and incorporated herein by reference, be and hereby is repealed.

Section 2. New Whitehouse Municipal Code Section 1241.99, Penalty, is hereby enacted to read as follows:

1241.99 PENALTY.

The owner, tenant, business, or person in control of property that violates any provision of this Zoning Code is guilty of a misdemeanor of the third degree and shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. A separate offense shall be deemed committed each day that such condition, violation or noncompliance occurs or continues to exist.

Section 3. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Whitehouse and the State of Ohio.

WHEREFORE, this Ordinance shall take effect and be in full force immediately after its passage and approval.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: September 1, 2020

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2020.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

1241.99 Penalty

- A. Whoever violates, disobeys, omits, neglects or refuses to comply with or resists the enforcement of any of the provisions of this Zoning Code shall be fined not more than one hundred fifty (\$150) dollars.
- B. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.
- C. The owner of any building or premises or part thereof where anything in violation of this Zoning Code is placed or exists, and any architect, builder, contractor, agent, corporation or other person employed in connection therewith who or which may have assisted in the commission of any such violation, shall be guilty of a separate offense and upon conviction shall be subject to the penalties herein provided.

ORDINANCE NO. 15-2020

**AN ORDINANCE REPEALING WHITEHOUSE
MUNICIPAL CODE SECTION 1359.99, PENALTY, AND
ENACTING A NEW SECTION 1359.99, PENALTY OF THE
WHITEHOUSE MUNICIPAL CODE**

WHEREAS, Council finds that there exist certain real estate nuisance conditions within the Village that need to be addressed; and

WHEREAS, these blighted areas affect the land value of the properties within the Village and cause other adverse impacts on the real estate and residents within the Village; and

WHEREAS, it would be in the best interests of the residents of the Village to remove these nuisance conditions; and

WHEREAS, by increasing the penalty provisions for nuisance properties, the Village would be in a better position to remove the nuisance conditions and gain compliance with the Village's zoning requirements; and

WHEREAS, the present sections of the Whitehouse Municipal Code are in need of updating; and

WHEREAS, the Village of Whitehouse is authorized to pass this Ordinance pursuant to its police powers and its home rule power.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, and three-fourths (3/4) of all members elected thereto concurring:

Section 1. Whitehouse Municipal Code Section 1359.99, which is attached hereto as Exhibit "A" and incorporated herein by reference, be and hereby is repealed.

Section 2. New Whitehouse Municipal Code Section 1359.99, Violations and Penalty, is hereby enacted to read as follows:

1359.99 VIOLATIONS AND PENALTY.

- (a) No person shall violate any provision or fail to conform to any of the requirements of this Exterior Property Maintenance Code or fail to comply with any order made thereunder.
- (b) The owner, tenant, business, or person in control of property that violates any provision of this Exterior Property Maintenance Code is guilty of a misdemeanor of the third degree and shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. A separate offense shall be deemed committed each day that such condition, violation or noncompliance occurs or continues to exist.

- (c) The application of the penalty provided herein shall not be held to prevent the enforced removal of the prohibited conditions.

Section 3. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Whitehouse and the State of Ohio.

WHEREFORE, this Ordinance shall take effect and be in full force immediately after its passage and approval.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: September 1, 2020

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2020.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

1359.99 VIOLATION AND PENALTIES.

(a) No person shall violate any provision or fail to conform to any of the requirements of this Exterior Property Maintenance Code or fail to comply with any order made thereunder.

(b) Whoever violates any section of this Exterior Property Maintenance Code shall be guilty of a minor misdemeanor, and the violation shall be deemed a strict liability offense.

(1) If the offender has previously been convicted of, or pleaded guilty to, a violation of this Maintenance Code, then the offender shall be guilty of a fourth degree misdemeanor.

(2) Whoever knowingly makes a false statement, or knowingly swears or affirms the truth of a false statement previously made on any documents filed in support of an enforcement action or appeal pursuant to the provisions of this Maintenance Code, shall be guilty of a third degree misdemeanor.

(c) A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

(d) The application of the penalty provided herein shall not be held to prevent the enforced removal of prohibited conditions.

(Ord. 10-2016. Passed 12-20-16.)

ORDINANCE NO. 18-2020

**AN ORDINANCE AUTHORIZING EXPENDITURES FROM THE
CORONAVIRUS RELIEF FUND (CRF) BEFORE DECEMBER 28,
2020, AND DECLARING AN EMERGENCY.**

WHEREAS, this ordinance authorizes expenditures from the Coronavirus Relief Fund (CRF) as indicated in Exhibit A, and

WHEREAS, one hundred percent of the Coronavirus Relief Fund is dedicated strictly to costs associated with COVID-19 within the parameters of the CARES Act Federal financial assistance award administered by the State of Ohio and the Lucas County Auditor, and

WHEREAS, funds that are unencumbered by October 15, 2020 will be sent back to the Lucas County Auditor and encumbered funds that are unspent for purposes of COVID-19 are returned in full to the Ohio Office of Budget Management by December 28, 2020, and

WHEREAS, the CARES Act requires that payment from the CRF only be used to cover expenses that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19, were not accounted for in the budget most recently approved and were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, and three-fourths (3/4) of all members elected thereto concurring:

Section 1. Council hereby approves the expenditures attached hereto as Exhibit A from the COVID-19 Special Relief Fund, a special revenue fund, to be used solely for the revenues and expenditures related to the COVID-19 purposes per the grant. Council further finds that the expenditure of these funds are necessary in light of the public health emergency that presently exists due to COVID-19.

Section 2. It is found and determined that all formal actions of Council concerning or relating to the passage of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees, that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of the Village of Whitehouse and the State of Ohio.

Section 3. This Ordinance is hereby declared to be an Emergency Measure necessary for the immediate preservation of the public peace, health and safety of said Village and its inhabitants and for the further reason that the expenditure set forth in the Ordinance is necessary to address a health care pandemic presently existing.

WHEREFORE, this Ordinance shall take effect and be in full force immediately after its passage and approval.

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS ORDINANCE: _____, 2020.

Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

Exhibit A

| Option 1 | | | |
|-------------------|----------------|-------------|--------------|
| Hours | # of employees | Amount | Total |
| Full Time | 35 | \$ 1,100.00 | \$ 38,500.00 |
| Regular Part Time | 2 | \$ 550.00 | \$ 1,100.00 |
| 750-1000 | 1 | \$ 500.00 | \$ 500.00 |
| 500-749 | 4 | \$ 400.00 | \$ 1,600.00 |
| 250-499 | 13 | \$ 300.00 | \$ 3,900.00 |
| 75-249 | 11 | \$ 200.00 | \$ 2,200.00 |
| | | | |
| | | | \$ 47,800.00 |

Option 1

Exhibit A

| Option 2 | | | |
|-------------------|----------------|-------------|--------------|
| Hours | # of employees | Amount | Total |
| Full Time | 35 | \$ 1,650.00 | \$ 57,750.00 |
| Regular Part Time | 2 | \$ 825.00 | \$ 1,650.00 |
| 750-1000 | 1 | \$ 750.00 | \$ 750.00 |
| 500-749 | 4 | \$ 600.00 | \$ 2,400.00 |
| 250-499 | 13 | \$ 450.00 | \$ 5,850.00 |
| 75-249 | 11 | \$ 300.00 | \$ 3,300.00 |
| | | | |
| | | | \$ 71,700.00 |

Option 2

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR**

(VILLAGE COUNCIL)

REVISED CODE, SECS. 5705.34-5705.35

20 -2020

*The Council of the **Village of Whitehouse**, Lucas County, Ohio, met in open/public session on the
15th day September of 2020, at the office of the Village of Whitehouse with the
following members present:*

Louann Artiaga

Richard Bingham

Rebecca Conklin-Kleiboemer

Mindy Curry

Robert Keogh

Bill May

Mr/Mrs. _____ moved the adoption of the following Resolution:

*WHEREAS, The Budget Commission of Lucas County, Ohio, has certified its action thereon to this
Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by
this Council, and what part thereof is without, and what part within, the ten mill limitation; therefore, be it
RESOLVED, By the Council of the **Village of Whitehouse**, Lucas County, Ohio, that the
amounts and rates, as determined by the Budget Commission in its certification, be and the same are
hereby accepted; and be it further*

*RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of
each tax necessary to be levied within and without the ten mill limitation as follows:*

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY
BUDGET COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

| FUND | Amount to Be Derived from Levies Outside 10 Mill Limitation | | | | Amount Approved by Budget Commission Inside 10 Mill Limitation | | | | County Auditor's Estimate of Tax Rate to be Levied | |
|--------------|---|--|--|--|--|--|--|--|--|---------------------|
| | | | | | | | | | Inside 10 M. Limit | Outside 10 M. Limit |
| | Column II | | | | Column IV | | | | V | VI |
| General Fund | | | | | 430,000 | | | | 3.50 | |
| | | | | | 0 | | | | 1.85 | |
| | | | | | 6,500 | | | | 1.75 | |
| | | | | | | | | | | |
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| | | | | | | | | | | |
| TOTAL | | | | | 436,500 | | | | 7.10 | |

SCHEDULE B
LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

| FUND | Maximum Rate Authorized to Be Levied | Co. Auditor's Est. of Yield of Levy (Carry to schedule A, Column II) | | | |
|---|--------------------------------------|--|--|--|--|
| GENERAL FUND: | | | | | |
| Current Expense Levy authorized by voters on | | | | | |
| for not to exceed years. , 20 | | | | | |
| Current Expense Levy authorized by voters on | | | | | |
| for not to exceed years. , 20 | | | | | |
| Total General Fund outside 10 m. Limitation. | | | | | |
| | | | | | |

and be it further

*RESOLVED, That the Clerk of this Council be, and he is hereby directed to certify a copy of this
Resolution to the County Auditor of Said County*

*Mr/Mrs. _____ seconded the Resolution and the roll being called
upon its adoption the vote resulted as follows:*

Mr/Mrs. Bill May _____

Mr/Mrs. Robert Keogh _____

Mr/Mrs. Mindy Curry _____

Mr/Mrs. Rebecca Conklin-Kleiboemer _____

Mr/Mrs. Richard Bingham _____

Mr/Mrs. Louann Artiaga _____

Mr/Mrs. _____

Adopted the 15th *day of* September, 2020
Attest:

President of Council

Clerk of Council

CERTIFICATE OF COPY

ORIGINAL ON FILE

The state of Ohio, Lucas County, ss.

I, Susan Miller Clerk of the Council of the **Village of Whitehouse**, within
and for said County, and in whose custody the Files and Records of said Council are required by the
Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the
original Resolution -2020 accepting the amounts and rates as determined by the
Budget Commission and authorizing the necessary tax levies and certifying them to the
County Auditor.

*now on file, that the foregoing has been compared by me with said original document, and that the same
is a true and correct copy thereof.*

WITNESS my signature, this 15th day of September, 2020

Clerk of Council

RESOLUTION NO. 21 - 2020

A RESOLUTION REQUESTING THE ADVANCE OF MONIES ON TAXES COLLECTED BY THE LUCAS COUNTY, OHIO TREASURER AS SAME HAVE BEEN COLLECTED FOR THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the Administrator of the Village of Whitehouse, Lucas County, Ohio, is desirous of filing the statutory request for collection of monies currently held by the Treasurer of Lucas County, Ohio, for and on behalf of the Village of Whitehouse for statutory tax collections; and,

WHEREAS, this Council is desirous of endorsing and authorizing said advance collections of tax dollars for the Village;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WHITEHOUSE, LUCAS COUNTY, OHIO, three-fourths (3/4) of all members elected thereto concurring:

SECTION I: That the Village Administrator of the Village of Whitehouse, Lucas County, Ohio, is hereby authorized and directed to apply for the collection of such tax monies as have been validly collected for and on behalf of the Village of Whitehouse, Lucas County, Ohio, by the Lucas County Treasurer, and further that the Mayor of the Village of Whitehouse, Lucas County, Ohio, is hereby authorized and directed to be signatory to such request for advance of taxes collected pursuant to Exhibit A attached hereto and incorporated by reference herein.

SECTION II: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted at an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal actions as contained herein were and are in compliance with all legal requirements as set forth by Village Charter.

SECTION IV: This Resolution is hereby declared to be an EMERGENCY MEASURE necessary for the immediate preservation of the public peace, health and safety of said Village and for the further reason that immediate authorization at this time is necessary to secure the payment of the current collection of taxes assessed and collected on behalf of the Village of Whitehouse, Lucas County, Ohio, which taxes are an advance payment on the current tax collections for the Village of Whitehouse, Lucas County, Ohio, and are immediately to be used for operational expenses of the Village as set forth by Village Charter and pursuant to State law.

WHEREFORE, this Resolution shall take effect and be in full force immediately upon its passage and approval.

VOTE ON EMERGENCY MEASURE: Yeas: _____ Nays: _____

FINAL VOTE ON THE MEASURE: Yeas: _____ Nays: _____

First Reading: _____

Second Reading: _____

Third Reading: _____

EFFECTIVE DATE OF THIS RESOLUTION: September 15, 2020

Donald L. Atkinson, Mayor

ATTEST:

Duly Appointed Clerk of Council

Kevin A. Heban, Solicitor

REQUEST FOR ADVANCE OF TAXES COLLECTED
Municipalities, School Districts, Townships
Revised Code Section 321.34

To the Auditor of Lucas County, Ohio:

Toledo, Ohio, September 15, 2020

YOU ARE HEREBY REQUESTED TO ISSUE YOUR WARRANT UPON THE County Treasurer of said County, in favor of Jordan D. Daugherty as Treasurer of the Village of Whitehouse in said County for _____ dollars (\$ _____), of the current collection of taxes assessed and collected for and on behalf of said Village of Whitehouse which shall be held and treated as an advance payment on the current collection of taxes due said Village of Whitehouse at the ensuing settlement, 2020, as provided by law.

Pursuant to Resolution No. 21-2020, adopted by the Council on September 15, 2020.

Jordan D. Daugherty, Treasurer

Duly Appointed Clerk of Council

EXHIBIT A

VILLAGE OF WHITEHOUSE

September 15, 2020

ADMINISTRATION

- 6-16-20** 1. July 31, 2020: Income Tax Collection = \$1,763,885.13
Compared to last year = \$1,877,658.25 (6.06% decrease)
JEDD & JEDZ collections = \$1,240,422.15
- 02-19-19** 2. Safety and Health Report: Last lost time injury was January 14, 2019

ADMINISTRATIVE ACTIVITIES

- 11-19-19** 1. Planning Commission Review of SR64 Corridor zoning plan
2. Continue planning of Village-to-City Transition

COMMUNITY DEVELOPMENT

SUBDIVISION DEVELOPMENTS

GRANTS

- 08-04-20**
1. **Pedestrian Bridge** – A TMACOG funded tap project to install a 10' wide path along the north side of SR 64 between Whitehouse Square Blvd. and Finzel Rd. project includes a 14' wide pedestrian bridge over Blue Creek. – Construction year 2023. 80/20 Grant. Engineers Estimate \$652,000. Grant \$521,600.

PARKS & RECREATION

- 08-04-20**
1. **Veteran's Memorial Park** – Contract awarded to B&J Concrete. Site preparations are underway. Completed. Some punch list items remain. Completing punch list items. Fence has been ordered. Scheduled to install in fall.
2. **Providence St. Plazas at Wabash Cannonball Trail** – Reconstruction of both East & West plazas to include a pop fountain area. Plans in engineering – under Council review. Postponed for 2020.

STREETS

- 08-04-20**
1. **Downtown Streetscape Phase 2** - Providence Street from Waterville Street to Lucas Street and Toledo to Maumee Street, including Veterans Memorial Park. Renew sidewalks, street trees, and areas between the sidewalks and curbs. In final engineering phase. Meeting held on 4/25/18 to explain construction process to downtown business owners. Out to bid 6/14-29/18. Bid opening scheduled

for 6/29/18 at 1:00 pm. Bids rejected, will rebid soon. Project rebid with a bid opening scheduled for January. Bid awarded to B&J Concrete Construction. Completed. Some punch list items remain for Spring. Completing punch list items. Completed

2. **Downtown Streetscape Phase 3** – Providence St. from Maumee St. to Shepler Ave. – Plans in Engineering. Council reviewing plans on parking & extent of improvements. Postponed until 2022.
3. **Weckerly Rd. & Finzel Signalization** – In engineering with Poggemeyer Design Group. Out to bid for June 7th bid opening. Awarded to U.S. Utility Contractor Co., Inc. for \$173,231.04. 50% completed. Waiting on pole manufacturer. New estimated delivery of 10/2020.

WATER

09-01-20

1. **Elevated Storage Study** – Contracted with Poggemeyer Design Group to evaluate water distribution needs for future elevated water storage.

WASTE WATER

05-28-20

1. **Sanitary Sewer Trunk Main** –Working with Jones & Henry Engineering on the installation of a sanitary sewer trunk main to be constructed to replace current force mains and sewage pumping stations which are nearing the end of their useful life and needing replaced. Wrapping up plans to submit to OEPA. Easement acquisitions underway.

STORM SEWER

02-18-20

1. Staff working with Lucas County Engineer to move forward petition process for the maintenance of Swan Creek to include all of the Swan Creek Watershed west of I-475 in Lucas County.

SANITATION

MISCELLANEOUS

09-15-20

1. **Building Permits:** 12 new homes as of 9/11/20.

09-01-20

2. **Public Works:**
 1. Tree trimming
 2. Summer Operations
 3. Veteran's Memorial Park Fence

Boards and Commissions

A. Board of Zoning Appeals

1. Pending approval of September 2, 2020, meeting minutes

- B. Charter Revision Commission
 - 1. Pending approval of March 10, 2020 meeting minutes
- C. Fire Dependency Board
 - 1. Pending approval of January 29, 2020 meeting minutes
- D. Planning Commission
 - 1. Pending approval of September 14, 2020 meeting minutes
- E. Records Commission
 - 1. Pending approval of June 2, 2020, meeting minutes
 - 2. Pending 2021 Reorganization Meeting
 - 3. Pending Review of Records Set for Destruction in 2021
 - 4. Pending Review of Records Policies
- F. Tree Commission
 - 1. Pending approval of August 27, 2020 meeting minutes
 - 2. Pending Tree Inventory

Council Committee of the Whole

- A. Economic Development
 - 1. Pending Monitoring of Economic Development Plan (ongoing)
- B. Finance, Audit & Investment
- C. Franchise, Lands & Buildings
- D. Parks & Recreation
 - 1. Completion of Veterans Memorial Park
 - 2. Completion of Waterville Street Multi-Use Trail (Phase II)
 - 3. Pending review of implementation of projects in Whitehouse Park
- E. Public Services Committee
 - 1. Pending Discussion of New Downtown Traffic Signage (fall)
 - 2. Pending Discussion of Looping Water Lines via Stiles Road.
- F. Personnel & Safety
- G. General
 - 1. Pending review of Council project list

Note: If you wish to place an item on the Agenda, please let me know.